



Entered on Docket
August 24, 2011

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR
Chapter 11

**Order Sustaining Twelfth Omnibus
Objection Of USACM Trust To Proofs Of
Claim Based In Whole or In Part Upon
Investment In The Placer I Loan**

Hearing Date: July 26, 2011
Hearing Time: 1:30 p.m.

The Court having considered the "Twelfth Omnibus Objection Of USACM Trust To Proofs Of Claim Based In Whole or In Part Upon Investment in The Placer I Loan." ("Placer I Loan") [DE 8451] (the "Objection"); the Court having heard the Objection on July 26, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; the Court noting on the record that the disallowance of the Claims listed on Exhibit A does not affect the direct lenders' right to repayment by the borrower or from the collateral securing the Placer I Loan; and good cause appearing:

1 **IT IS ORDERED** that:

2 1. The Objection [DE 8451] is sustained; and

3 2. The claims listed on **Exhibit A** attached are disallowed to the extent those
4 claims are based upon an investment in the Placer I Loan.

5
6 **PREPARED AND RESPECTFULLY SUBMITTED BY:**

7 **LEWIS AND ROCA LLP**

8
9 By /s/ John Hinderaker (AZ #018024)

10 Robert M. Charles, Jr.

11 John Hinderaker (*pro hac vice*)

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16 *Attorneys for USACM Liquidating Trust*

LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

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**Placer Vineyards I
Multiple Loans**

Claim	Date Claim Was Filed	Name	Address	Total Claim Amount	Amount of Claim That Relates to an Investment In the Placer Vineyards I
10725-02121	1/11/2007	Olga O`Buch Trust Dtd 5/28/98	Olga O`Buch Ttee 140 Gazelle Rd Reno, NV 89511	507,403.52	50,000.00
10725-01865	1/10/2007	Oosthuizen, Adrian Jr	5860 Lausanne Dr Reno, NV 89511	2,711,295.30	125,000.00
10725-00317	10/4/2006	Pedro L & Carol A Barroso Trust Dtd 11/29/90	Pedro Luis & CArol Ann Barroso Ttee 3231 Cambridgeshire St Las Vegas, NV 89146-6223	168,017.76	50,000.00
10725-00318	10/4/2006	Pedro L & Carol A Barroso Trust Dtd 11/29/90	Pedro Luis & CArol Ann Barroso Ttee 3231 Cambridgeshire St Las Vegas, NV 89146-6223	168,017.76	50,000.00
10725-00319	10/4/2006	Pedro L & Carol A Barroso Trust Dtd 11/29/90	Pedro Luis & Carol Ann Barroso Ttee 3231 Cambridgeshire St Las Vegas, NV 89146-6223	168,017.76	50,000.00
10725-00844	11/13/2006	Premiere Holdings Inc Defined Benefit	10120 W. Flamingo, Suite 4-12, Las Vegas, NV 89147	380,000.00	50,000.00
10725-01277	11/10/2006	Premiere Holdings Inc Defined Benefit Pen Plan & T	10120 W. Flamingo, Suite 4-12, Las Vegas, NV 89147	380,000.00	50,000.00
10725-02176	1/12/2007	R L Allgeier Family Trust Dtd 10/4/97	Robert Allgeier 1767 Shamrock Cir Minden, NV 89423	430,473.09	50,000.00
10725-01878	1/8/2007	Raggi, Dennis	Po Box 10475 Zephyr Cove, NV 89448	10,451.54	Unknown
10725-02226	1/12/2007	Raggi, Dennis	Po Box 10475 Zephyr Cove, NV 89448	4,884,068.70	100,000.00
10725-02294	1/12/2007	Roach, Blair E & Barbara K	4113 Knights Bridge St Norman, OK 73072	200,000.00	100,000.00

EXHIBIT A

2400188.1